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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Aberg *et al.*

Serial No.: 09/927,008

Filed: August 9, 2001

Atty Dkt: 0701.001F

Group Art Unit: 1616

Examiner: Haghighatian, M.

Title: METHODS AND COMPOSITIONS  
FOR TREATING PULMONARY  
DISORDERS USING OPTICALLY  
PURE (R,R) FORMOTEROL

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on December 5, 2002.

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Date of Signature: December 5, 2002

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE UNDER 37 CFR 1.111**

Dear Sir:

This is submitted in response to the Official Action mailed August 29, 2002 (paper number 4), which set a three month period for response. In light of the accompanying Request for Extension of Time and the appropriate fee, this paper is timely filed.

Remarks

The application includes claims 1-14, which were cancelled by preliminary amendment and replaced with claims 15-32; all of which remain pending.

Claim Rejections for Non-Statutory Double Patenting

Claims 15-20 were rejected for non-statutory double patenting over claims of United States Patent 6,068,833. Claims 21-32 were rejected for non-statutory double patenting over claims of United States Patent 5,795,564.